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PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of

DAVID L. KELLY, STEPHEN L. MILLER
and RICHARD L. MILLER

Application No.: 10/810,219

Date Filed: March 26, 2004

For: **REBAR CHAIR AND
SUPPORTING PLATE**

) Group Art Unit: 3635

) Examiner: William V. Gilbert

) **RESPONSE TO OFFICIAL**
) **ACTION OF APRIL 2, 2007**

) **CERTIFICATE OF MAILING**

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) By:

Carmella Swinelli
THELEN REID BROWN RAYSMAN & STEINER LLP

Commissioner for Patents
P.O. Box 1450
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Sir:

Responsive to the election of species requirement in the captioned Official Action, Applicants provisionally elect, with traverse, Species II, as shown in Figs. 7 - 11. Claims 1, 2, 3, 4, 5, 10, 11, 12, 18, 19, 24, 25, 26, 27, 32, 37 and 38 are readable on and encompass the invention of the elected species.

The Examiner has acknowledged that Claim 1 is generic to all of the species. Applicants respectfully submit that the following claims are also generic: 3, 4, 5, 10, 11, 12, 24, 25, 26, 27, 32 and 38.

Traverse of the election of species requirement is based upon the presence of the above identified generic claims in the present application. It is believed that these claims are allowable and that, accordingly, Applicants should not be limited to a single species and the examination of only the claims addressed to this species.

Respectfully submitted,

THELEN REID BROWN RAYSMAN & STEINER

Dated: April 17, 2007 By: *John K. Uilkema*
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